

Notice of Allowability

Application No.

09/862,814

Examiner

Kuen S. Lu

Applicant(s)

SEIBEL ET AL.

Art Unit

2167

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to October 4, 2005.
2. ☒ The allowed claim(s) is/are 1, 3 and 4.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date #1 10/4/2005
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☒ Other See Continuation Sheet.

Continuation of Attachment(s) 9. Other: The Drawing's replacement sheet for Figs. 3 and 5, filed on December 19, 2003, is approved by the Examiner..

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on October 4, 2005 has been entered.
2. After a thorough search and examination of the present application, in light of the prior art made of record, and Applicant's response of October 4, 2005, Claims 1 and 3-4 are allowed. Also please note the Drawing's replacement sheet filed on December 19, 2003 is approved by the Examiner.
3. The Applicant's Information Disclosure Statement, filed on October 4, 2005 has been signed and attached.

Reason for Allowable

4. The following is an examiner's statement of reasons for allowance:

In the Examiner's Office Action for Final Rejection of April 4, 2005, 35 U.S.C. 35 U.S.C. § 103, rejections was primarily based on the reference, Reisman: "METHOD AND SYSTEM FOR SELECTING A PERSONALIZED SET OF INFORMATION CHANNELS", U.S. Patent 6,769,009, July 27, 2004, (hereafter "Reisman"), and in view of Tripp et al.: "SENDING TO A CENTRAL INDEXING SITE META DATA OR

SIGNATURES FROM OBJECTS ON A COMPUTER NETWORK", Tripp et al., U.S. Patent 6,516,337, February 4, 2003, (hereafter "Tripp").

In the Remarks filed on October 4, 2005, the Applicants submitted that the cited reference, even if proper, did not concede or render the claimed embodiment of the invention obvious. The Applicants further specifically pointed out that neither the Reisman nor the Tripp reference provides the combined teaching of assembling data of search result, reverse lookup and value-added process into staging database for further to be disseminated to the users of the system.

After further review of prior art search results, Applicant's most currently amended claims, and consideration of the above remarks, the Examiner is convinced that the Applicants arguments are valid and the prior art made of record does not teach the above subject matter as disclosed in the independent claim 1.

An update search for the prior arts on EAST database has been recently conducted to further extend and update the scope the searches conducted on domains (EAST, NPL-ACM, Google, NPL-IEEE, Oracle, Sun Micro, etc.). The prior arts searched and investigated in domains (EAST, NPL-ACM, Google, NPL-IEEE, Oracle, Sun Micro, etc) do not fairly teach or suggest the subject matter as described.

The dependent Claims 3 and 4, depending claim 1 also distinct from the prior art for the same reason.

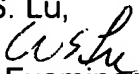
5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

6. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Kuen S. Lu whose telephone number is (571) 272-4114. The examiner can normally be reached on Monday-Friday (8:30 am - 5:30 PM). If attempts to reach the examiner by telephone pre unsuccessful, the examiner's Supervisor, Jean R. Homere, Esq. can be reached on (571) 272-3780. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for Page 13 Published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 886-217-9197 (toll-free).

Kuen S. Lu,

Patent Examiner,

December 6, 2005

